

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2010**

1. Person Reporting (last name, first, middle initial) O'Brien, Terrence L.	2. Court or Organization Tenth Circuit	3. Date of Report 05/14/2011
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. Circuit Judge - Active	5a. Report Type (check appropriate type) <input type="checkbox"/> Nomination, <input type="checkbox"/> Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final 5b. <input type="checkbox"/> Amended Report	6. Reporting Period 01/01/2010 to 12/31/2010
7. Chambers or Office Address U.S. Court of Appeals, Tenth Circuit 2120 Carey Ave., Suite 200 Cheyenne, WY 82001	8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations. Reviewing Officer _____ Date _____	

IMPORTANT NOTES: *The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information. Sign on last page.*

I. POSITIONS. *(Reporting individual only; see pp. 9-13 of filing instructions.)*

NONE *(No reportable positions.)*

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____

II. AGREEMENTS. *(Reporting individual only; see pp. 14-16 of filing instructions.)*

NONE *(No reportable agreements.)*

<u>DATE</u>	<u>PARTIES AND TERMS</u>
1. _____	_____
2. _____	_____
3. _____	_____

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III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)*

A. Filer's Non-Investment Income

NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (yours, not spouse's)
1. 2010	State of Wyoming - Judicial Retirement	\$50,786.20
2.		
3.		
4.		

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.*

(Dollar amount not required except for honoraria.)

NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1.	
2.	
3.	
4.	

IV. REIMBURSEMENTS - *transportation, lodging, food, entertainment.*

(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)

NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1.				
2.				
3.				
4.				
5.				

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V. GIFTS. (Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.) NONE (No reportable gifts.)

<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
1.		
2. Wooden Chest	April Brimmer Kunz	\$350.00
3. Air Fare Cheyenne Vancouver Cheyenne	Marian Rochelle	\$560.00
4. Alaska Tours	April Brimmer Kunz	\$985.00
5. Alaska Cruise	Marian Rochelle	\$5,000.00
6. Metz- Lewis & Clark Book	Marian Rochelle	\$2,450.00
7. Thomas Bronze (1/2 interest)	Marian Rochelle	\$3,227.50
8. Misc Gifts	April Brimmer Kunz	\$900.00
9. Christmas & Birthday Gifts		\$600.00

VI. LIABILITIES. (Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.) NONE (No reportable liabilities.)

<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.		
2.		
3.		
4.		
5.		

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VII. INVESTMENTS and TRUSTS – income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

NONE (No reportable income, assets, or transactions.)

	A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
		(1)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)
		Amount Code 1 (A-H)	Type (e.g., div., rent, or int.)	Value Code 2 (J-P)	Value Code 3 (Q-W)	Type (e.g., buy, sell, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
1.	IRA#1 Wy Defer Compt Artisan Mid Cap ARTMX	A	Dividend			Sold	12/27/10	K	C	Proceeds to Line 33
2.	IRA #1 Wy Retire Acct Dreyfus Money Market Reserves	A	Dividend			Sold	12/27/10	J	A	Proceeds to line 33
3.	IRA#1 WY Defer Comp Dodge & Cox Intl Stock Fund	A	Dividend			Sold	12/27/10	K	A	Proceeds to line 33
4.	IRA#1 WY Defer Comp Perkins Mid Cap Value Fund	A	Dividend			Sold	12/27/10	K	D	Proceeds to line33
5.	IRA#1 WY Defer Comp Black Rock Russell 1000 Growth Index T	A	Dividend			Sold	12/27/10	K	B	Proceeds to Line 33
6.	IRA #2 BA (TD Ameritrade - IRA)	A	Dividend			Sold	12/09/10	K	D	
7.	IRA #2 CLX (TDA-IRA)	A	Dividend			Sold	12/09/10	J	A	
8.	IRA #2 CVX (TDA-IRA)	A	Dividend			Sold	12/09/10	J	C	
9.	IRA#2 DRYS (TDA_IRA)	A	Dividend			Sold	12/09/10	J	A	
10.	IRA #2 GR (TD-IRAA)	A	Dividend			Sold	12/09/10	J	B	
11.	IRA#2 Cash Equivalent Account (TDA-IRA)	A	Interest	L	T					Converted to Roth IRA
12.	BKH (TD Ameritrade)	A	Dividend			Sold	12/09/10	J	C	
13.	BA (TDA)	A	Dividend			Sold	12/09/10	K	D	
14.	CAT (TDA)	A	Dividend			Sold	12/09/10	K	D	
15.	GLW (TDA)	A	Dividend			Sold	12/09/10	K	D	
16.	DD (TDA)	A	Dividend			Sold	12/09/10	K	D	
17.	FCX (TDA)	A	Dividend			Sold	12/09/10	L	E	

1. Income Gain Codes: A=\$1,000 or less B=\$1,001 - \$2,500 C=\$2,501 - \$5,000 D=\$5,001 - \$15,000 E=\$15,001 - \$50,000
(See Columns B1 and D4) F=\$50,001 - \$100,000 G=\$100,001 - \$1,000,000 H1=\$1,000,001 - \$5,000,000 H2=More than \$5,000,000

2. Value Codes J=\$15,000 or less K=\$15,001 - \$50,000 L=\$50,001 - \$100,000 M=\$100,001 - \$250,000
(See Columns C1 and D3) N=\$250,001 - \$500,000 O=\$500,001 - \$1,000,000 P1=\$1,000,001 - \$5,000,000 P2=\$5,000,001 - \$25,000,000
P3=\$25,000,001 - \$50,000,000 P4=More than \$50,000,000

3. Value Method Codes Q=Appraisal R=Cost (Real Estate Only) S=Assessment T=Cash Market
(See Column C2) U=Book Value V=Other W=Estimated

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A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
	18. IBM (TDA)	A	Dividend			Sold	12/09/10	K	E
19. JNJ (TDA)	A	Dividend			Sold	12/09/10	K	B	
20. KMB (TDA)	A	Dividend			Sold	12/09/10	J	A	
21. PEP (TDA)	A	Dividend			Sold	12/09/10	J	A	was PAS
22. RTP (TDA)	A	Dividend			Sold	12/09/10	K	E	
23. JAVA (TDA)	A	Dividend			Sold	01/28/10	J	A	
24. TRA (TDA)	A	Dividend			Sold	04/26/10	K	D	
25. TRN (TDA)	A	Dividend			Sold	12/09/10	K	C	
26. UNP (TDA)	A	Dividend			Sold	12/09/10	K	D	
27. VLO (TDA)	A	Dividend			Sold	12/09/10	K	B	
28. CF (TDA)	A	Dividend			Buy	04/16/10	J		
29. CF (TDA)	A	Dividend			Sold	12/09/10	J	A	
30. PTHAX (TDA)	A	Interest	J	T					
31. ATCHX (TDA)	A	Interest	J	T					was VKMHX
32. Cash Equivalent Account (TDA)	A	Interest	N	T					Was CMFUZ
33. Roth IRA Fidelity Investments	A	Int./Div.	M	T	Buy	01/03/11	M		
34. BRKB (Fidelity Investments)	A	Dividend			Sold	12/09/10	K	A	

1. Income Gain Codes:
(See Columns B1 and D4)

A = \$1,000 or less
F = \$50,001 - \$100,000

B = \$1,001 - \$2,500
G = \$100,001 - \$1,000,000

C = \$2,501 - \$5,000
H1 = \$1,000,001 - \$5,000,000

D = \$5,001 - \$15,000
H2 = More than \$5,000,000

E = \$15,001 - \$50,000

2. Value Codes
(See Columns C1 and D3)

J = \$15,000 or less
N = \$250,001 - \$500,000
P3 = \$25,000,001 - \$50,000,000

K = \$15,001 - \$50,000
O = \$500,001 - \$1,000,000

L = \$50,001 - \$100,000
P1 = \$1,000,001 - \$5,000,000
P4 = More than \$50,000,000

M = \$100,001 - \$250,000
P2 = \$5,000,001 - \$25,000,000

3. Value Method Codes
(See Column C2)

Q = Appraisal
U = Book Value

R = Cost (Real Estate Only)
V = Other

S = Assessment
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A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)
	Amount Code 1 (A-H)	Type (e.g., div., rent, or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g., buy, sell, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
35. IBDRY (Fid)	A	Dividend			Sold	12/09/10	J	A	
36. BA (Fid)	A	Dividend			Sold	12/09/10	J	A	
37. FHIGX (Fid)	A	Dividend	L	T					
38. FTEXX Money Market Account (Fid)	A	Interest	M	T					
39. Transamerica Annuity #1	A	Interest	K	T					was Pacific Fidelity Life
40. Transamerica Annuity #2	A	Interest	K	T					was PFL
41. Transamerica Annuity #3	A	Interest	K	T					was PFL
42. Promissory Note from [REDACTED]	D	Interest	N	T	Buy	05/19/10	N		
43. First Interstate Bank Gillette WY Cash Equiv Acct	A	Interest	M	T					
44. USAA Fed Savings Bank, San Antonio, TX Cash Equiv Acct	A	Interest	M	T					
45. First NB, Buffalo, WY Cash Equiv Acct	A	Interest	J	T					
46. American NB, Cheyenne, WY Cash Equiv Acct	A	Interest	L	T					Acct Closed
47. U S Coins		None	J	T					
48. U.S. Bonds	A	Interest	J	T					

1. Income Gain Codes:
(See Columns B1 and D4)

A = \$1,000 or less
F = \$50,001 - \$100,000

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G = \$100,001 - \$1,000,000

C = \$2,501 - \$5,000
H1 = \$1,000,001 - \$5,000,000

D = \$5,001 - \$15,000
H2 = More than \$5,000,000

E = \$15,001 - \$50,000

2. Value Codes
(See Columns C1 and D3)

J = \$15,000 or less
N = \$250,001 - \$500,000
P3 = \$25,000,001 - \$50,000,000

K = \$15,001 - \$50,000
O = \$500,001 - \$1,000,000

L = \$50,001 - \$100,000
P1 = \$1,000,001 - \$5,000,000
P4 = More than \$50,000,000

M = \$100,001 - \$250,000
P2 = \$5,000,001 - \$25,000,000

3. Value Method Codes
(See Column C2)

Q = Appraisal
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R = Cost (Real Estate Only)
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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

Section VII - I converted my State of Wyoming IRA (lines 1-5) to a Roth IRA with Fidelity Investments (line 33). The SOW issued a check on 12/27/2010 but it did not reach Fidelity for credit to the Roth IRA account until 01/03/2011

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IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature: *s/ Terrence L. O'Brien*

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

Committee on Financial Disclosure
Administrative Office of the United States Courts
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Washington, D.C. 20544